



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Richard EARL, et al**

Application No. **10/612,014**

Group Art Unit: **1614**

Filed: **July 3, 2003**

Examiner: **NOT YET ASSIGNED**

For: **Nitrosated Nonsteroidal Antiinflammatory Compounds, Compositions  
and Methods Of Use**

Docket No: **102258.156 US1**

Honorable Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CORRECTED FILING RECEIPT**

Sir:

Please supply the undersigned attorney with a corrected filing receipt for the above-referenced application. The undersigned also respectfully requests that the Patent and Trademark Office records be amended to reflect the correction.

In reviewing the official Filing Receipt, we noted an error in that the last name of the ninth named inventor is incorrect. The correct name should read – Ramani R. Ranatunge---. A copy of the Assignment is enclosed which indicates the correct information. We are enclosing a copy of the filing receipt with the corrections highlighted.

Since the error was made by the U.S. Patent and Trademark Office, it is believed that no fee is required with regard to this Request; however, in the event that a fee is required, the Commissioner is authorized to charge such fee to Deposit Account No. 08-0219.

Respectfully submitted,

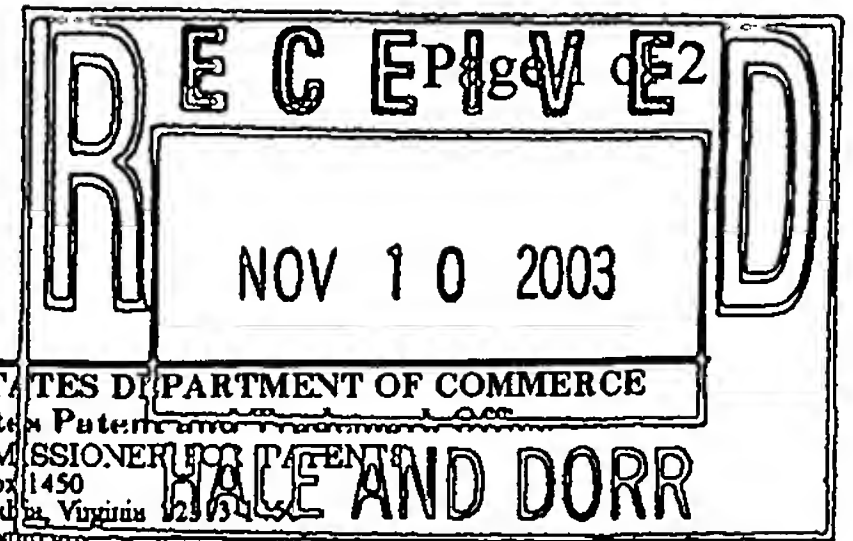
HALE AND DORR LLP

  
Edward D. Grieff  
Registration No. 38,898

Date: November 18, 2003  
HALE AND DORR LLP  
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UNITED STATES PATENT AND TRADEMARK OFFICE



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| APPL NO.   | FILING OR 371<br>(c) DATE | ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO | DRAWINGS | TOT CLMS | IND CLMS |
|------------|---------------------------|----------|---------------|-----------------|----------|----------|----------|
| 10/612,014 | 07/03/2003                | 1614     | 1948          | 102258.156US1   |          | 58       | 2        |

25270  
EDWARD D GRIEFF  
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1455 PENNSYLVANIA AVE, NW  
WASHINGTON, DC 20004



CONFIRMATION NO. 5448

FILING RECEIPT

\*OC000000011151312\*

Date Mailed: 10/31/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Richard A. Earl, Westford, MA;  
Maiko Ezawa, Acton, MA;  
Xinqin Fang, Lexington, MA;  
David S. Garvey, Dover, MA;  
Ricky D. Gaston, Malden, MA;  
Subhash P. Khanapure, Clinton, MA;  
L. Gordon Letts, Dover, MA;  
Chia-En Lin, Burlington, MA;  
Ramani R. Ranatunga, Lexington, MA;  
Stewart K. Richardson, Tolland, CT;  
Joseph D. Schroeder, Minneapolis, MN;  
Cheri A. Stevenson, Haverhill, MA;  
Shiow-Jyi Wey, Woburn, MA;

→ "Ranatunga"

Assignment For Published Patent Application

NitroMed, Inc.;

Domestic Priority data as claimed by applicant

This appln claims benefit of 60/393,111 07/03/2002  
and claims benefit of 60/397,979 07/24/2002  
and claims benefit of 60/418,353 10/16/2002  
and claims benefit of 60/449,798 02/26/2003  
and claims benefit of 60/456,182 03/21/2003

Foreign Applications

If Required, Foreign Filing License Granted: 10/30/2003

Projected Publication Date: 02/05/2004

Non-Publication Request: No

Early Publication Request: No

**Title**

Nitrosated nonsteroidal antiinflammatory compounds, compositions and methods of use related applications

**Preliminary Class**

514

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

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**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

## ASSIGNMENT

WHEREAS, I, Richard A. Earl, being a citizen of the U.S.A., and residing at 6 Kylemore Drive, Westford, MA 01886; Maiko Ezawa, being a citizen of Japan, and residing at 36 Drummer Road, Acton, MA 01720; Xinqin Fang, being a citizen of the U.S.A., and residing at 77 Bow Street, Lexington, MA 02420; David S. Garvey, being a citizen of the U.S.A., and residing at 10 Grand Hill Drive, Dover, MA 02030; Ricky D. Gaston, being a citizen of U. S.A., and residing at 252 Kennedy Drive, No. 512, Malden, MA 02148; Subhash P. Khanapure, being a citizen of India, and residing at 3 Colonial Drive, Clinton, MA 01510; Gordon Letts, being a citizen of Australia, and residing at 12 Abbott Road, Dover, MA 02030; Chia-En Lin, being a citizen of the U.S.A., and residing at 11 Baron Park Lane, Apt 5, Burlington, MA 01830; Ramani R. Ranatunge, being a citizen of the U.S.A., and residing at 11 Bates Road, Lexington MA 02421; Stewart K. Richardson, being a citizen of Great Britain, and residing at 55 Autumn Drive, Tolland, CT 06084; Joseph D. Schroeder, being a citizen of the U.S.A., and residing at 2305 W 52<sup>nd</sup> Street, Minneapolis, MN 55410; Cheri A. Stevenson, being a citizen of the U.S.A., and residing at 81 Old Yankee Road, Haverhill, MA 01832; Shiow-Jyi Wey, being a citizen of Taiwan, Republic of China, and residing at 5 Kimball Court, Apr 611, Woburn, MA 01801; am the inventor of certain new and useful inventions and discoveries, for which application(s) for Letters Patent " NITROSATED NON-STEROIDAL ANTIINFLAMATORY COMPOUNDS, COMPOSITIONS AND METHODS OF USE " which is being filed herewith with the United States Patent and Trademark Office; and with the United States Patent and Trademark Office as Receiving Office for the Patent Cooperative Treaty;

WHEREAS, NitroMed, Inc., whose address is 12 Oak Park Drive, Bedford, MA 01730, and which, together with its successors and assigns is hereinafter called "ASSIGNEE," is desirous of acquiring the title, rights, benefits, and privileges hereinafter recited;

NOW, THEREFORE, for good and valuable consideration furnished by ASSIGNEE to me, receipt and sufficiency of which I hereby acknowledge, I hereby, without reservations:

1. Assign, transfer, and convey to ASSIGNEE my entire right, title, and interest in and to said inventions and discoveries, said applications for Letters Patent, any and all other applications for Letters Patent on said inventions and discoveries in whatsoever countries, including all divisional, renewal, substitute, continuation, continuation-in-part, continued prosecution applications, and convention applications based in whole, or in part, upon said inventions or discoveries, or upon said applications, and any and all Letters Patents, reissues, reexaminations, and extensions of Letters Patent granted for said inventions and discoveries or upon said applications, and every priority right that is or may be predicated upon, or arise from, said inventions, said discoveries, said applications, and said Letters Patent

2. Authorize ASSIGNEE to file patent applications in any or all countries on



any or all of said inventions and discoveries in my name or in the name of ASSIGNEE or otherwise as ASSIGNEE may deem advisable, under International Conventions or otherwise;

3. Authorize and request the Commissioner of Patents and Trademarks of the United States of America and the empowered officials of all other governments throughout the world to issue or transfer all said Letters Patents to ASSIGNEE, as assignee of the entire right, title, and interest therein or otherwise as ASSIGNEE may direct;

4. Warrant that I have not knowingly conveyed to others any right in said inventions, discoveries, applications, or patents, or any license to use the same, or to make, use, or sell anything embodying or utilizing any of said inventions or discoveries; and that I have good right to assign the same to ASSIGNEE without encumbrance;

5. Bind my heirs, legal representatives, and assigns, as well as myself, to do, upon ASSIGNEE's request and at ASSIGNEE's expense, but without additional consideration to me or them, all acts reasonably serving to assure that said inventions and discoveries, said patent applications, and said Letters Patents shall be held and enjoyed by ASSIGNEE as fully and entirely as the same could have been held and enjoyed by me, my heirs, legal representatives, and assigns if this Assignment had not been made; and particularly to execute and deliver to ASSIGNEE all lawful application documents including petitions, specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in form and substance as may be requested by ASSIGNEE; and to communicate to ASSIGNEE all facts known to me relating to said inventions and discoveries or the history thereof, and to testify as to the same in any court or proceeding; and to furnish ASSIGNEE any and all documents, photographs, models, samples, and other physical exhibits in my control or in the control of my heirs, legal representatives, or assigns which may be useful for establishing the facts of my conceptions, disclosures, and reduction to practice of said inventions and discoveries.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal.

Date: 6/16/03 Signature of Inventor: Richard A. Earl  
Richard A. Earl

Date: 6/16/03 Signature of Inventor: Maiko Ezawa  
Maiko Ezawa

Date: 6/16/03 Signature of Inventor: Xinqin Fang  
Xinqin Fang

Date: 6/16/03 Signature of Inventor: David S. Garvey  
David S. Garvey

Date: 6/16/03 Signature of Inventor: Ricky D. Gaston  
Ricky D. Gaston

Date: 6/16/03 Signature of Inventor: Subhash P. Khanapure  
Subhash P. Khanapure

Date: 6/23/03 Signature of Inventor: L. Gordon Letts  
L. Gordon Letts

Date: 6/16/03 Signature of Inventor: Chia-En Lin  
Chia-En Lin

Date: 06/16/03 Signature of Inventor: Ramani R. Ranatunge  
Ramani R. Ranatunge

Date: 6/17/03 Signature of Inventor: Stewart K. Richardson  
Stewart K. Richardson

Date: 6/20/03 Signature of Inventor: Joseph D. Schroeder  
Joseph D. Schroeder

Date: 6/16/03 Signature of Inventor: Cheri A. Stevenson  
Cheri A. Stevenson

Date: 6/16/03 Signature of Inventor: Shiow-Jyi Wey  
Shiow-Jyi Wey